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8-24-04

Patent Application
Attorney File No. 96602-US-NP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Robert J. Meyer et al.

Application No.: 09/362,021

Filed: 07/27/1999

Examiner: Melanie M. Vida

Art Unit: ~~2697~~ 2626

Confirmation No.: 6311

Title: AUXILIARY PIXEL PATTERNS FOR
IMPROVING PRINT QUALITYCERTIFICATE OF TRANSMISSION

I hereby certify that this
correspondence is being facsimile
transmitted to the U.S. Patent and
Trademark Office (Fax No. (703)
872-9306, on:

5/17/2004

(Date of transmission)


Francie S. LePore

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION AND WITHDRAWAL
OF HOLDING OF ABANDONMENT IN VIEW OF
CERTIFICATE OF MAILING PRACTICE UNDER 37 C.F.R. 1.8

Applicants have been informed by the Examiner that the subject application has been abandoned for failure to respond to the Office Action mailed 10/2/2003. The Notice of Abandonment was indicated in a telephone call initiated by the Examiner on 4/27/2004.

A timely response to the Office Action was mailed on 3/29/2004 and included an Amendment, a 1449 IDS Form, as well as a Request for Extension of Time. The amendment contained a Certificate of Mailing as set forth in 37 C.F.R. 1.8(a) and signed by Francie S. LePore. Copies of the Amendment, the 1449 IDS Form, as well as the Request for Extension of Time, which were received at the USPTO, have been

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previously faxed 4/28/2004 to the Examiner subsequent to receipt of the Examiner's telephone call indicating abandonment.

Attached hereto is a copy of the postcard which accompanied the documents mailed on 3/29/2004. The postcard was returned with the Office "MAILROOM" stamp indicating receipt by the PTO on 4/1/2004. As stated in MPEP 503:

"A postcard receipt which itemizes and properly identifies the papers which are being filed serves as *prima facie* evidence of receipt in the PTO of all items listed thereon on the date stamped thereon by the PTO."

The Amendment mailed on 3/29/2004 and received by the Patent Office is a complete response to the Official action mailed 10/2/2003. Therefore, it is respectfully requested that the holding of abandonment be withdrawn in view of the timely mailing with the Certificate of Mailing under 37 C.F.R. 1.8(a).

The undersigned does not believe a Petition to Revive is required, as the subject application has not been abandoned as evidenced by Applicant's timely response mailed 3/29/2004 in accordance with the Certificate of Mailing practice under 37 C.F.R. 1.8(a). However, in the alternative should it be necessary, it is requested that this letter be considered as a Petition To Withdraw Holding Of Abandonment under 37 C.F.R. §1.181 to withdraw technical holding of abandonment based upon failure to timely receive the Applicants' amendment/response.

In accordance with MPEP 711.03(c), Applicants' attorney, Christopher D. Wait, hereby states that the amendment/response including any needed request for an extension of time for the above-identified application was timely sent and hereby further attests that a return post card of mailing indicating receipt by the PTO was returned to the Applicants.

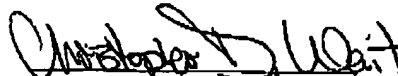
Application No. 09/362,021

In view of the above showing, Applicants respectfully request the withdrawal of the Notice of Abandonment.

No additional fee is believed to be required for this petition. However, the undersigned Xerox Corporation attorney (or agent) hereby authorizes the charging of any necessary fees to Xerox Corporation Deposit Account No. 24-0025.

In the event the Examiner considers personal contact advantageous to the disposition of this case, she is hereby requested to call the undersigned attorney at (585) 423-6918, Rochester, NY.

Respectfully submitted,



Christopher D. Wait
Attorney for Applicant(s)
Registration No. 43,230
(585) 423-6918

May 17, 2004
CDW/fsl
Xerox Corporation
Xerox Square 20A
Rochester, New York 14644
Attachment: Postcard

XEROX.

D/96602

BA, EX, C~~X~~, CI

Express Mail No.

Sir: Kindly acknowledge receipt of the accompanying papers identified below by placing your Office Date Stamp and serial number, where appropriate, hereon and mail. Thank you.

Date: 3/29/04 Atty (Initials): CDW Patent Department, Xerox Corporation

Type of Paper: Amendment w/ CI Applicant(s): Robert J. Meyer
 For Applications: Supp IDS w/ PTO-1449 et al.

For Applications:

Pages of Spec.

Claims

Shr. Dwgs. (Formal/Informal)

☐ Declaration & Power

☐ Assignment to Xerox Corporation

☐ Transmittal Letter with S

fee by Deposit Acct.

☐ IDS Form 1449 with copies of listed references enclosed.

For All Other Papers:

Serial Number: 09/362,021

Filing Date:

7/27/0

Examiner: Melanie M. Vidas Group Art Unit

55014 (3/2003) Legal

Group Art Unit 2697

Confirmation No. 6311

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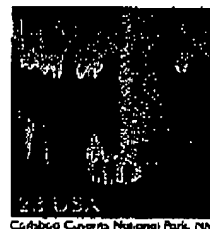
PATENT DEPARTMENT

PATENT DEPARTMENT

Xerox Corporation

Xerox Square - 020

Rochester, New York 14644



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MAY 17 2004

FAX COVER SHEET

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DATE: 5/17/2004

PLEASE DELIVER TO:

NAME: Examiner Melanie M. Vida, Group Art 2697COMPANY: USPTOPHONE: (703) 306-4220FAX #: (703) 872-9306

FROM:

NAME: Christopher D. WaitPHONE #: (585) 423-6918FAX #: (585) 423-5240Total Pages (Including Cover Sheet): 5

Special instructions or supplemental message: Attorney File No. 96602-US-NP - REQUEST FOR RECONSIDERATION AND WITHDRAWAL OF HOLDING OF ABANDONMENT IN VIEW OF CERTIFICATE OF MAILING PRACTICE UNDER 37 C.F.R. 1.8 AND POSTCARD to follow:

Inventor(s): Robert J. Meyer et al.

Application No.: 09/362,021

Filed: 07/27/1999

Examiner: Melanie M. Vida

Art Unit: 2697

Confirmation No.: 6311

Title: **AUXILIARY PIXEL PATTERNS FOR IMPROVING PRINT QUALITY**

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